

Senate with the recommendation that it do pass and be not printed.

WOOD, Chairman.

(Floor Report.)

Senate Chamber,
Austin, Texas, March 13, 1923.
Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Agricultural Affairs, to whom was referred

H. B. No. 248, A bill to be entitled "An Act to amend Chapter 37 of the Acts of the First Called Session of the Thirty-third Legislature of the State of Texas, being an Act to amend certain articles of Chapter 5, Title 14, Revised Criminal Statutes, 1911, and certain articles of Title 131, Revised Civil Statutes, 1911; and Chapter 126 of the Acts of the Regular Session of the Thirty-sixth Legislature of Texas, being an Act to establish a uniform warehouse receipt, and Chapter 54 of the Second Called Session of the Thirty-sixth Legislature of Texas, being an Act to amend Article 7819, Revised Civil Statutes, 1911.

Providing for the conduct of the business of public warehousemen; defining certain terms used in this Act; providing for the filing of a schedule of rates with the commissioner; providing for a penalty for failure to file same; providing against rebating; providing penalty for rebating; and providing penalty for soliciting rebates; defining who are public warehousemen; providing that all persons shall obtain certificate from the commissioner authorizing the operation of public warehouses; requiring bond to be filed; providing for inspection of warehouses before issuing certificate; requiring records to be kept; providing for inspection and examinations; requiring quarterly reports and prescribing contents of same; requiring other reports to be made on request of commissioner; providing for canceling of certificates of warehousemen; prescribing duties of public warehousemen; and providing for liens to secure their charges; providing for the enforcement of liens; providing for a uniform receipt and providing for its issuance, and defining a warehouseman's powers, duties and liabilities thereunder; providing penalties for the enforcement of this Act; repealing certain criminal statutes and certain civil statutes and all laws and parts of laws in conflict with the provisions

of this Act; and declaring an emergency."

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed.

Cousins, Chairman; Pollard, Parr, Stuart, McMillin.

FORTY-SEVENTH DAY.

Senate Chamber,
Austin, Texas;

Wednesday, March 14, 1923.

The Senate met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor T. W. Davidson.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	Murphy.
Baugh.	Parr.
Bledsoe.	Pollard.
Bowers.	Rice.
Burkett.	Rogers.
Cousins.	Strong.
Darwin.	Stuart.
Davis.	Thomas.
Doyle.	Turner.
Dudley.	Watts.
Fairchild.	Wirtz.
Floyd.	Witt.
Holbrook.	Wood.
Lewis.	Woods.
McMillin.	

Absent.

Ridgeway.

Absent—Excused.

Clark.

Prayer by the chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Watts.

See Appendix for Committee reports and petitions.

H. B. No. 690.—Free Conference Committee Report.

Senator Davis called up the Free Conference Committee report on H. B. No. 690,

The Chair laid before the Senate, the report of the free conference committee which was read as follows:

Committee Room,

Austin, Texas, March 13, 1923.

Hon. T. W. Davidson, President of
the Senate, andHon. R. E. Seagler, Speaker of the
House of Representatives.Sirs: We, your Free Conference
Committee, appointed to consider the
difference between the two houses on

H. B. No. 690, A bill to be entitled
"An Act to provide for the appoint-
ment of a commission to revise and
digest the General Laws of Texas;
defining their powers and duties, and
fixing the compensation of said com-
mission; directing the commission to
embody the revision in their report
in the form of bills for adoption by the
Legislature; authorizing the publica-
tion of the bills, and making appro-
priation for the purposes defined in
this Act, and declaring an emer-
gency."

Having met, and after full and free
conference, have agreed to make, and
do make, the following recommenda-
tions, to-wit:

No. 1.

That the Senate recede from its
amendments Nos. 1 and 2, which are
as follows:

1. Amend the bill by striking out
the words "\$7500.00" wherever they
occur in the bill and insert in lieu
thereof the words "\$5,000.00" in
Section 7 of the bill.

2. Amend H. B. No. 690, Section
1 by adding after the word "profes-
sion" the following: "and who have
had ten years experience as attor-
neys."

No. 2.

That the Senate and the House of
Representatives agree to the follow-
ing amendment:

1. After the words "eminent in
their profession" in Section 1 of H. B.
No. 690 add the following: "and hav-
ing the qualifications of Judges of
the Supreme Court as prescribed in
Article 1514 of the Revised Statutes
of 1911."

2. Strike out the words "each
member of the Commission shall re-
ceive an annual salary of seven thou-
sand five hundred dollars" in Sec-
tion 7 of H. B. No. 690 and insert
the following: "The member of the
Commission designated by the Gov-
ernor as the Chairman of said Com-
mission shall receive an annual salary
of seven thousand five hundred dol-
lars and each of the other two mem-
bers of said Commission shall receive

an annual salary of six thousand dol-
lars."

All of which we respectfully sub-
mit.

DAVIS,
BAILEY,
TURNER,
BLEDSE,
BURKETT,

On the part of the Senate.

PATMAN,
JENNINGS,
JONES,
QUAID,
MATHES.

On the part of the House.

On motion of Senator Davis, the
report was adopted by the following
vote:

Yeas—21.

Bailey.	Floyd.
Baugh.	Lewis.
Bledsoe.	McMillin.
Bowers.	Parr.
Burkett.	Rogers.
Cousins.	Strong.
Darwin.	Stuart.
Davis.	Turner.
Doyle.	Wirtz.
Dudley.	Wood.
Fairchild.	

Nays—6.

Holbrook.	Thomas.
Pollard.	Watts.
Rice.	Woods.

Absent.

Murphy.	Witt.
Ridgeway.	

Absent—Excused.

Clark.

Simple Resolution No. 90.

By Senator Rogers:

Be it Resolved, That 250 volumes
of the Senate Journal of the Regular
Session, when completed, shall be
bound in full law sheep and that
one volume when thus bound shall
be forwarded by the Secretary of
State to each member of the Senate
and to each Representative, and the
Lieutenant Governor, and the remain-
der shall be retained by the Secre-
tary of State. The printing of such
Senate Journals in permanent form
shall be done in accordance with the
pre-existing law and with the pro-

visions of this resolution under the supervision of the Journal Clerk of the Senate, and it is further provided that it shall be the duty of the Secretary of State not to receive or receipt for said Senate Journals until correctly published as required herein and by the pre-existing law and approved by the Journal Clerk of the Senate.

When said Journals have been published and the account approved by the State Board of Control, the same shall be paid for out of the contingent expense funds of the Regular Session of the Thirty-eighth Legislature that are available; provided that the chairman of the Committee on Contingent Expenses, shall not issue a voucher for said amount until the Journal Clerk has certified to him that the Journal has been published and delivered in accordance with the provisions of this resolution.

That the Journal Clerk, Tilden Childs, be retained for eighty days after adjournment or so much thereof as may be necessary, and that he be allowed for his services \$7.50 per day, and that he be instructed to prepare and deliver to the public printer the Journal of the Senate, together with a complete index to same, and to deliver to the Secretary of State all documents, bills, etc., and Journals by law required to be delivered by him to the Secretary of State, and Assistant Journal Clerks, Mrs. Josephine Collins and Mrs. W. H. Sadler three days at \$5.00 per day each.

That Hester Streitch, the Calendar Clerk, and C. A. Crocker, Assistant Calendar Clerk be retained three days after adjournment, and that they be instructed to check up index and arrange such bills, books, resolutions and other documents as may remain in their possession and deliver same to the Secretary of the Senate, at \$5.00 per day each.

That the Sergeant-at-Arms, A. W. Holt, First Assistant Sergeant-at-Arms, J. O. Kinney, and Second Assistant Sergeant-at-Arms, Morris Midkiff, be instructed to immediately prepare a complete and itemized duplicate inventory of all property of the Senate, including all furniture and proerty in the Lieutenant Governor's rooms and in the reception room, with marks of identification entered on the invoice; such inventory to show the condition and probable value of such property, and that each copy of each inventory to be

approved by the President of the Senate, and be delivered by the Sergeant-at-Arms to the Superintendent of Public Buildings and Grounds, and one copy to the Secretary of State upon adjournment of the Legislature; and that the Sergeant-at-Arms, First Assistant Sergeant-at-Arms, and Second Assistant Sergeant-at-Arms be allowed five days after adjournment at the same salary as during the Regular Session, to deliver said property to the Superintendent of Public Buildings and Grounds, taking his receipt for same, which shall be delivered to the Secretary of State and filed and kept by him, and said receipt shall be delivered to the Sergeant-at-Arms of the next Special or Regular Session of the Senate as soon as said Sergeant-at-Arms has been elected and qualified; and that the Sergeant-at-Arms be allowed four porters, to be named by the Lieutenant Governor for 3 days to assist him, to be paid \$2.00 per day each.

That the Engrossing Clerk, Carl Boes, and the Enrolling Clerk, Edwin Mixson, be required to deliver to the Secretary of the Senate all books and documents belonging to the Senate, in their possession upon the adjournment of the Legislature, and that they be retained three days after adjournment, and that each be paid the same as during the Regular Session.

That the Secretary of the Senate, W. V. Howerton, be retained twenty days and instructed to complete the duties as Secretary, in completing the record of the Executive Session, and deliver all records and documents to the Journal Clerk as is required of him, and that he shall be paid the sum of \$7.50 per day, and the Assistant Secretary, Richard Blalock, be retained for five days at \$5.00 per day.

That the Assistant Secretary to the Lieutenant Governor, Mrs. E. M. Pound, be retained seven days after adjournment, and that she be instructed to perform such duties as may be assigned her by the President of the Senate, and that she be paid \$6.50 per day.

And that the above amounts and those set forth below where not otherwise provided be paid out of the per diem appropriation for the Thirty-eighth Legislature.

That the postmistress, Miss Annie Allen, be requested to make out a list of the Senators and employees of the Senate, with their respective post-

office addresses, and furnish the same to the postmaster at Austin, with the request that he forward their mail to their respective addresses after adjournment, and that she be paid for five days at \$5.00 per day.

That the mailing clerk, Mrs. Banks, and assistant mailing clerk, Mrs. Sturdivant, be retained five days after adjournment and be paid \$5.00 per day each for their services and be required to mail out on the mailing list the copies of the last day's Journal of the Senate, and that the Sergeant-at-Arms of the Senate be instructed to furnish the mailing clerk with sufficient wrappers and postage to do so.

That \$100 or so much thereof as may be necessary, shall be appropriated out of the contingent expense fund to pay postage or express charges on Journals sent out; that the Secretary of State shall have charge of sending out the Journals as above provided; and further that the expenditures under this resolution may be paid out of the contingent expense or per diem funds of the Regular Session of the Thirty-eighth Legislature.

That the private Secretary to the Lieutenant Governor, John Cofer, be retained thirty days after adjournment of the Regular Session; and that he be directed to prepare such copy for the Senate Manual, in pursuance of H. C. R. No. 3 and to annotate and collect, revise and index all amendments to the rules and precedents of the Senate embodied in the rulings of its President; and that he work in collaboration with the person designated by the House of Representatives in completing such data for the Manual at the earliest practicable time; and that he be paid, at his present rate of compensation, the same to be paid out of the per diem appropriation for the members, officers and employees of the Senate, or out of the contingent expense appropriation of the Regular Session of the Thirty-eighth Legislature.

The resolution was read and adopted.

H. C. R. No. 33.

The Chair laid before the Senate H. C. R. No. 33, being an amendment or suspension of a joint rule of the two Houses.

The resolution was read.

Senator Bailey moved that the resolution be referred to the Committee on Rules.

Senator Burkett moved to table the motion to refer.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—7.

Bowers.	Lewis.
Burkett.	Pollard.
Cousins.	Woods.
Floyd.	

Nays—18.

Bailey.	McMillin.
Baugh.	Parr.
Bledsoe.	Rice.
Darwin.	Rogers.
Davis.	Stuart.
Doyle.	Thomas.
Dudley.	Turner.
Fairchild.	Watts.
Holbrook.	Wirtz.

Absent.

Murphy.	Witt.
Ridgeway.	Wood.
Strong.	

Absent—Excused.

Clark.

The motion to refer to the Committee on Rules then prevailed.

Simple Resolution No. 91.

By Senator Rogers:

Whereas, the Regular Session of the Thirty-eighth Legislature will adjourn sine die on the 14th day of March, 1923, without having considered the appropriation bills for the State educational institutions, eleemosynary institutions, and departments of State Government; and

Whereas, the Governor will convene the Thirty-eighth Legislature in Special Session for the consideration of the appropriation bills during the summer months for the purpose of giving consideration to said appropriation bills; and

Whereas, It will be economy to have the said appropriation bills ready to submit to the Senate at the convening of the called session; therefore, be it

Resolved by the Senate, That the Chairman of the Finance Committee be directed to call the committee to-

gether in the City of Austin, fifteen days prior to the convening of the Special Session for the purpose of considering and completing said appropriation bills, and that said committee be allowed \$5.00 each per day for their services.

That a clerk for the Appropriation Committee and a competent stenographer, one page, and one porter be retained for such time as the said committee may deem it necessary and that they shall be paid for their services the same salaries as received during the Regular Session of the Thirty-eighth Legislature. All said salaries to be paid out of the contingent fund of the Senate on approval of the chairman of the Appropriation Committee.

In the event the chairman cannot act, the vice-chairman shall act in his stead; and, be it further

Resolved, That if in the judgment of the committee the various State institutions or any number of them should be visited at any time during the said fifteen days herein provided for, the actual traveling expense in addition to the per diem shall be paid out of the contingent fund of the Senate.

Resolved further, That the chairman of the Finance Committee is empowered and hereby authorized to order the secretary of the Finance Committee to begin work on getting up the finance bills at any time during the intermission between this and the Special Session of the Legislature. Also such other help as may be needed may be ordered by the Finance Committee chairman. Said secretary and other help to receive the same rate of pay they are now receiving.

The resolution was read and adopted.

S. C. R. No. 19—House Amendments Concurred In.

Senator McMillin called up S. C. R. No. 19 and moved that the Senate concur in the following House amendment:

Whereas, The citizens of Decatur, Texas, are willing to make a donation of property to the State, said to be reasonably worth \$150,000, to be used for a branch State Normal College in the event that the State should see fit to establish such branch college at Decatur, Texas; and

Whereas, Representations have been made to the Legislature that in view of the offers that will be made the State will be able to establish an institution at Decatur at comparatively small cost; and

Whereas, The citizens of Decatur have offered to pay all expenses of a committee to be appointed to visit said town; now, therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring, That the Lieutenant Governor, as presiding officer of the Senate, appoint two Senators, and the Speaker of the House of Representatives appoint three members of the House, said Senators and members of the House to constitute a committee to visit Decatur and make an investigation of the matters and things mentioned in the preamble hereof, and such other matters and facts as are pertinent to such investigation, with the view of ascertaining the feasibility as well as the wisdom and advisability of establishing such a branch normal college at Decatur, Texas, in view of the willingness of the citizens to make such donations to the State and such committee to make its report to the Legislature with its recommendations; that the Board of Regents of State Normal College be invited to accompany the visiting committee and join it in the committee's report and recommendations, the expenses of such regents also to be borne by the citizens of Decatur, Texas.

The Chair laid the resolution before the Senate, and the House amendments were concurred in.

S. B. No. 248—Free Conference Committee Requested.

Senator Stuart called up S. B. No. 248 with the following House amendments:

Amend S. B. No. 248 by adding to Section 1 the following:

Provided that upon the petition of fifty qualified voters of any County of Texas, the Commissioners Court of any county may call an election to determine whether or not the teachers of said county shall be required to attend a County Teachers' Institute in said county and receive pay for attendance; said election when ordered by the Commissioners' Court shall be held under the provi-

sions and according to the law governing the holding of county elections, and should it be determined by a majority vote of the qualified voters of the county that Teachers' Institute shall not be held in said county, the Commissioners' Court shall make an order to that effect, and cause same to be entered of record in the minutes of said county.

Senator Sturat moved that the Senate do not concur in the House amendments, but that a free conference committee be requested.

The motion was adopted.

(Senator Rogers in the chair.)

H. C. R. No. 5.

Senator Burkett moved that the regular order of business be suspended, and that the Senate take up out of its regular order, H. C. R. No. 5.

The motion was lost by the following vote:

Yeas—9.

Bowers.	Murphy.
Burkett.	Rogers.
Floyd.	Strong.
Holbrook.	Thomas.
Lewis.	

Nays—12.

Baugh.	Ridgeway.
Darwin.	Stuart.
Dudley.	Turner.
McMillin.	Watts.
Parr.	Wirtz.
Rice.	Woods.

Present—Not Voting.

Cousins.

Absent.

Bailey.	Fairchild.
Bledsoe.	Pollard.
Davis.	Witt.
Doyle.	Wood.

Absent—Excused.

Clark.

S. B. No. 248.—Conference Committee Appointed.

The Chair announced the appointment of the following conference committee on S. B. No. 248:

Senators Darwin, Stuart, Strong, Ridgeway and Pollard.

S. B. No. 100.—Free Conference Committee Report.

By Senator Fairchild.

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Free Conference Committee on Senate Bill No. 100, beg leave to report that we failed to agree with the House conferees, and herewith return the bill to the Senate and ask to be discharged.

FAIRCHILD, Chairman.

The report was adopted.

S. B. No. 322.—Conference Committee Appointed.

Senator Thomas called up S. B. No. 322 and moved that the Senate concur in the following amendments:

Amend S. B. No. 322 by striking out wherever it may appear the word "and" after the word "sheep" and before the word "poultry" and insert a "comma" therein, by striking out the word "poultry" and insert therein the following words, "horses, cattle, turkeys, chickens, geese, ducks, and all other domestic fowls."

Senator Thomas moved that the Senate concur in the House amendments.

Senator Bailey moved as a substitute that the Senate do not concur in the House amendment, but that a free conference committee be requested.

The substitute motion was adopted.

The following committee was appointed on the part of the Senate:

Senators Wirtz, Bailey, Floyd, Pollard, Thomas.

H. C. R. No. 35.

The Chair laid before the Senate, H. C. R. No. 35, providing for continuing investigation of text book contracts by joint committee of the House and Senate.

The resolution was read.

Senators Darwin, Bowers and Wirtz offered the following amendments to the resolution:

Amend resolution by adding after the word "majority" at end of line 3rd from end of resolution the words

"of the members of the House committee and Senate committee separately voting."

The amendment was adopted.

The resolution as amended was adopted.

S. B. No. 164—Conference Committee Report Adopted.

By Senator Woods:

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sirs: We, your Conference Committee appointed to consider the differences between the two houses on S. B. No. 164, A bill to be entitled "An Act to amend Chapter 1, Title 29 of the Revised Civil Statutes of Texas of 1911 by adding thereto Articles 1459a and 1459b; providing for the auditing of the books, records and accounts of district, county and precinct officers, agents, and employes and of institutions maintained by the county and at public expense, on order of the county commissioners' court; and declaring an emergency."

Have met and considered the differences between the two houses, and have agreed to make and do make the following recommendation, to-wit:

That the House of Representatives recede from its amendment to S. B. No. 164, which is in the following language: "Amend S. B. No. 164, line 32, by adding after the word 'county' the following: 'provided the salary of each shall not exceed ten dollars per day;' this amendment being the only difference between the House and Senate on said bill.

We respectfully submit this report

MELSON,
MOORE,
SACKETT,
SATTERWHITE,
WALLACE,

On the part of the House.

WOODS,
McMILLIN,
WITT,
STUART,
BURKETT,

On the part of the Senate.

The report was adopted.

S. B. No. 237—House Amendments Concurred In.

Senator Bailey called up S. B. No. 237 and moved that the Senate concur in the following House amendments:

Amend S. B. No. 237 by striking out Section 1, Page 1, after the word "municipality" the words "or other governmental agencies."

Also in Section 1, line 2, after the word "all" by inserting the word "volunteer."

Also in Section 1, line 2, after the word "fireman" by inserting the words "without pay."

Also to amend the caption to correspond.

The Chair laid the bill before the Senate, and the House amendments were concurred in.

Simple Resolution No. 92.

By Senator Holbrook:

Whereas, The Honorable Ike Looney, a member of the House of Representatives, has expressed a willingness to address the Senate if invited to do so; and,

Whereas, The said Honorable Ike Looney is a true Democrat, and 100% American, a statesman by birth and experience, and is possessed of information of value to the Senate and will aid and assist the Senate in the discharge of its duty; now therefore be it

Resolved, That the Senate extends to the Honorable Ike Looney a request to address the Senate at 11:00 a. m. and that a committee be appointed to notify him and escort him to the Senate.

Fairchild, Floyd, Woods, Lewis, Murphy, Bailey, Holbrook, Thomas, Dudley, Watts, Burkett.

The resolution was read and adopted.

Presented by Senator Bailey, Col. Looney then addressed the Senate.

On motion of Senator Wood, the thanks of the Senate was extended to Col Looney, by a rising vote.

S. B. No. 234—Conference Committee Requested.

Senator Doyle called up S. B. No. 234 and moved that the Senate concur in the following House amendments:

(1). Amend the caption by inserting \$40,000,000 where the figure \$50,000,000 now appears in line 15.

(2). Amend S. B. No. 234 by changing the figures \$50,000,000 in line 26, to read \$40,000,000.

Senator McMillin moved as a substitute that the Senate do not concur in the House amendments, but that a free conference committee be requested.

The substitute motion was adopted.

S. C. R. No. 19—Report of Committee.

Senator McMillin presented the following report, which was adopted:

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate;

Hon. R. E. Seagler, Speaker of the House of Representatives.

Gentlemen; We, your committee, acting under and by virtue of Senate Concurrent Resolution No. 19, appointed for the purpose of visiting the city of Decatur to inspect certain property located in said city and which the citizens of said city are willing to donate to the State of Texas to be used as a junior normal college, beg to report as follows:

We organized by electing Senator D. S. McMillin as chairman and Representative W. D. McFarlane as secretary.

We visited Decatur to inspect the property in question on Monday, March 5, 1923. We found Decatur to be a well located city of approximately three thousand people, situated on the Ft. Worth and Denver Railroad, forty miles northwest of Ft. Worth and the county seat of Wise County. It is a town of substantial business houses and beautiful homes. The court house is a magnificent structure built of Burnet granite. Decatur is the home of the Decatur Baptist College, the oldest junior college in the State. The various religious denominations have modern and well equipped houses of worship. The citizenship is one of the most substantial, intelligent and wide awake to be found anywhere. The city of Decatur has for some time past had an up to date electric light and power plant, not only furnishing itself with light and power, but likewise nearby towns. It has recently pro-

vided itself with a supply of pure water, sufficiently ample, not only for its present requirements, but to take care of any future needs. The city has just installed a modern sewer system and disposal plant, sufficiently large to accomodate a city of many times its size, and it is not only well supplied with natural gas, but is near the Bridgeport coal fields.

The property offered consists of a beautiful tract of 100 acres located on a hill overlooking the city just within the city limits and drains well in all directions. On this tract is located the famous Dan Waggoner home, which is a large cut stone structure of some twelve rooms, practically all of which are suitable for class rooms, they being large, well ventilated, well lighted and having high ceilings. All wood work is hand carved and the floors are hardened. The house has all modern conveniences, being wired for electricity, piped for gas and has water and sewer connections. It is in good state of preservation, and will require practically no expenditures for immediate use. There is also included a beautiful cottage home located about one hundred yards from the Waggoner building. This would make an ideal home for the dean of the proposed school. From the information given us, it is our judgment that the property offered is conservatively worth one hundred and fifty thousand dollars. The citizens of Decatur in mass meeting assured the committee that in the event the school should be established, ample boarding facilities would be provided, eliminating the necessity of dormitories.

For the information of the Legislature and others who may deal with this proposition in the future, we accompany this report with a map delineating the lines of the tract of land involved, together with other data thereon, which will make the whole proposition more quickly and easily understood.

Should the State, in its wisdom through the proper channels decide on a policy of establishing junior normal colleges, we unhesitatingly give it as our judgment that no more ideal location for that purpose can be found in the State of Texas.

We would not close this report without making acknowledgement of the cordiality with which we were received and the many courtesies shown the

In Memory and Honor
of
Hon. Henry Berryman Terrell

SIMPLE RESOLUTION NO. 93.

By Senator Witt:

Whereas, Hon. Henry Berryman Terrell, late of Waco, Texas, a member of the Twenty-seventh, Twenty-eighth, Twenty-ninth and Thirtieth Legislatures in the House and also a member of the Senate of the State of Texas in the Thirty-first, Thirty-second, Thirty-third and Thirty-fourth Legislatures, and also elected Comptroller in 1914 and served in this capacity until 1919 at which time he resigned; departed this life on the 24th day of March, 1921;

Whereas, As a public servant and a private citizen he rendered unto his State the services of an earnest, able and patriotic citizen; and in public and private life exemplified and displayed those traits of character that gave him a place among the chivalrous sons of the South and won for him the love, esteem and respect of all those who knew him;

Therefore, Be it resolved that the members of this Senate extend to the bereaved relatives and friends their most heartfelt sympathy; and

Be it further resolved, That a page of the Journal of the Senate be set apart and dedicated to his memory and that an enrolled copy of this resolution be sent to the family of the deceased.

The resolution was read and adopted unanimously by a rising vote.

committee, individually and collectively, during its visit.

Respectfully submitted,
McMILLIN, Chairman.
CABLE, Vice-Chairman.
McFARLANE, Secretary.
STEWART of Jasper.
LEWIS.

S. B. No. 322—Free Conference Committee Report.

Senator Thomas called up the Free Conference Committee report on S. B. No. 322.

The Chair laid before the Senate the report of the Free Conference Committee, which was read as follows:
Committee Room.

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate;

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, appointed to consider the differences between the two Houses on Senate Bill No. 322, A bill to be entitled "An Act providing that it shall be unlawful for the owner, keeper or person in control of any dog accustomed to run, worry or kill goats, sheep or poultry, knowing such dog to be so accustomed to run, worry or kill goats, sheep or poultry, to permit such dog to run at large; providing penalties; and declaring an emergency."

Having met and after full and free conference, have agreed to make the following recommendations, to-wit:

1. That the House of Representatives recede from its amendment, No. 1, an amendment adding to said bill after the word "sheep" the words "horses, cattle, turkeys, chickens, geese, ducks, and all other domestic animals or fowls."

All of which is respectfully submitted.

SPARKMAN.
PERDUE.
STOREY.
EDWARDS.

On the part of the House.

WIRTZ.
BAILEY.
THOMAS.
FLOYD.
POLLARD.

On the part of the Senate.

On motion of Senator Thomas, the report was adopted by the following vote:

Yeas—15.

Burkett.	Ridgeway.
Cousins.	Rogers.
Doyle.	Strong.
Dudley.	Stuart.
Fairchild.	Thomas.
Holbrook.	Wirtz.
Murphy.	Woods.
Pollard.	

Nays—9.

Baugh.	Parr.
Bledsoe.	Turner.
Bowers.	Watts.
Floyd.	Witt.
McMillin	

Present—Not Voting.

Bailey.	Lewis.
Darwin.	

Absent.

Davis.	Wood.
Rice.	

Absent—Excused.

Clark.

S. R. No. 94.

By Senator Wood:

Whereas, It is necessary for the Senate to have someone to look after the Senate Chamber and the adjoining rooms between the sessions of the Thirty-eighth Legislature to sweep the Senate Chamber and keep the quarters of the Lieutenant Governor clean and in order, and

Whereas, No such porter is provided as part of the regular force of the Capitol employees; therefore, be it

Resolved, That the Lieutenant Governor be authorized to designate a porter to take care of the Senate Chamber, adjoining rooms and the quarters of the Lieutenant Governor, which said porter shall work under the direction of the Board of Control, and shall receive for the compensation the same salary as now received by the head porter of the Senate, to be paid out of the per diem appropriation or contingent expense fund of the Regular Session of the Thirty-eighth Legislature.

The resolution was read and adopted.

Rule 92—Amendment To.

Senator Rogers called up the following report of the Committee on Rules, which was read to the Senate:

Be it Resolved, That there be added to Senate Rule 92 a new section to be known as Section 7:

The doorkeeper, or his assistant, shall sit at the outer door of the Senate, and shall in no case permit persons not entitled to the privileges of the Senate Chamber to pass until it shall be ascertained that some person entitled to the privileges of the floor, and then on the floor, desires to confer with such person not entitled to the privileges of the floor. Such conference shall at all times be held in the reception room, or outside of the Senate Chamber proper. The Sergeant-at-Arms shall place a table outside the outer door and provide pencil and paper to be used by visitors who wish to arrange conferences with persons in the Senate Chamber. The doorkeeper and the Sergeant-at-Arms shall in no case permit persons to pass to the Senate Chamber proper who are not entitled to the privileges of the floor under this rule.

The report carrying the amendment to the Senate rules was adopted.

Penitentiary Re-Locating Committee Report.

Senator Wood called up the report of the committee on locating State penitentiary system, heretofore printed in the Journal, and moved to adopt the majority report.

Senator Wirtz moved to amend the motion to adopt report of the majority of committee to investigate and advise on re-location of penitentiary to read as follows:

The majority report be adopted with the proviso that the Re-Location Committee shall not select a site for the location or re-location of the penitentiary, or any part thereof, or any State prison in the counties of Guadalupe, Comal or Hays, or either of them.

Senator Fairchild moved to adopt the minority report of the committee.

H. C. R. No. 36.

The Chair laid before the Senate, H. C. R. No. 36, providing for the appointment of a committee to visit and inspect certain property in San Antonio with a view of purchasing same for the State for historical purposes.

The Senate refused to adopt same.

S. B. No. 268—Free Conference Committee Report.

Senator Wood called up the Free Conference Committee report on S. B. No. 268.

The Chair laid before the Senate, the report of the Free Conference Committee, which was read as follows:

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sirs: We, your Conference Committee, appointed to adjust the differences between the House and Senate on S. B. No. 268, beg leave to report that we have adjusted the differences between the House and the Senate, and recommend the passage of the bill with the following amendments:

Amendment No. 1.

Amend S. B. No. 268 by striking out all before the enacting clause and inserting the following:

A bill to be entitled,
"An Act to amend Article 6901a and 6901d, of Chapter 1, Title 119 of the Revised Statutes of Texas of 1911, as enacted by Chapter 29 of the General Laws of the Fourth Called Session of the Thirty-fifth Legislature, and as amended by Chapter 98, General Laws, Regular Session, Thirty-sixth Legislature, and to amend Articles 6901b, 6901c and 6901e, of said chapter and title of the Revised Civil Statutes, as enacted by Chapter 29 of the General Laws of the Fourth Called Session, Thirty-fifth Legislature, said Article 6901e being added in Sec. 2 of said chapter and through error numbered 6901, and adding thereto Articles 6901cc and 6901dd, all of which articles of the statutes relate to the compensation of County Commissioners; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

Amendment No. 2.

Amend S. B. No. 268 by striking out all after the enacting clause and inserting the following:

Section 1. That Article 6901a and Article 6901d of Chapter 1, Title 119, of the Revised Statutes of the State of Texas of 1911, as enacted by Chapter 29 of the General Laws of the Fourth Called Session of the

Thirty-fifth Legislature and as amended by Chapter 98 of the General Laws of the Regular Session of the Thirty-sixth Legislature be and the same are hereby amended so as to hereafter read as follows:

Article 6901a. Provided that in all counties having an assessed valuation of all taxable properties of one hundred million (\$100,000,000.00) dollars or more, based upon the approved tax rolls for the year 1922, the County Commissioners shall devote their entire time to the duties required of them by law and such other duties as may be required of them by the Commissioners' Court of their respective counties, and may each receive a salary of three thousand six hundred (\$3600.00) dollars per annum, payable in equal monthly installments, and this salary shall be in lieu of all other fees and per diem of all kinds now allowed by law; provided that in all counties, having an assessed valuation of all taxable property of less than ten million (\$10,000,000.00) dollars, based upon the approved tax rolls for the year 1922, the County Commissioners of the several counties shall each receive five (\$5.00) dollars per day for each day served as Commissioner and when acting as ex-officio road supervisors of their precincts, they shall each receive five (\$5.00) dollars for each day actually served in supervising the construction or repair of the public roads in their respective precincts; provided that each Commissioner shall, in no event, receive more than one thousand (\$1000.00) dollars in any one year for such service.

Article 6901d. Provided that in all counties having an assessed valuation of all taxable properties of thirty million (\$30,000,000.00) dollars and less than forty million (\$40,000,000.00) dollars valuation, based upon the approved tax rolls for the year 1922, the County Commissioners of the several counties may each receive a salary of two thousand (\$2000.00) dollars per annum, payable in equal monthly installments, and this salary shall be in lieu of all other fees and per diem of all kinds now allowed by law.

Sec. 2. That Article 6901b of Chapter 1, Title 119 of the Revised Civil Statutes of the State of Texas of 1911, as enacted by Chapter 29, General Laws, Fourth Called Session of the Thirty-fifth Legislature be

amended so as to hereafter read as follows:

Article 6901b. Provided that in all counties having an assessed valuation of all taxable properties of forty million (\$40,000,000.00) dollars and less than one hundred million (\$100,000,000.00) dollars valuation, based upon the approved tax rolls for the year 1922, the county commissioners of the several counties may each receive a salary of two thousand four hundred (\$2400.00) dollars per annum, payable in equal monthly installments, and that salary shall be in lieu of the other fees and per diem of all kinds now allowed.

Sec. 3. That Article 6901c of Chapter 1, Title 119 of the Revised Civil Statutes of Texas of 1911, as enacted by Chapter 29 of the General Laws of the Fourth Called Session of the Thirty-fifth Legislature, be amended so as to hereafter read as follows:

Article 6901a. Provided that in all counties having an assessed valuation of all taxable properties of twenty-five million (\$25,000,000.00) dollars and less than thirty million (\$30,000,000.00) dollars valuation, based upon the approved tax rolls for the year 1922, the county commissioners may receive a salary of one thousand, eight hundred (\$1800.00) dollars per annum, payable in monthly installments, and this salary shall be in lieu of all other fees and per diem of all kinds now allowed by law.

Sec. 4. That Article 6901cc and 6901dd shall be added to said Act and shall read as follows:

Article 6901cc. Provided that in all counties having an assessed valuation of all taxable properties of twenty million (\$20,000,000.00) dollars and less than twenty-five million (\$25,000,000.00) dollars valuation, based upon the approved tax rolls for the year 1922, the county commissioners of the several counties may each receive a salary of fifteen hundred (\$1500.00) dollars per annum, payable in equal monthly installments, and this salary shall be in lieu of all other fees and per diem of all kinds now allowed by law.

Article 6901dd. Provided that in all counties having an assessed valuation of all taxable properties of ten

million (\$10,000,000.00) dollars and less than twenty million (\$20,000,000.00) dollars valuation, based upon the approved tax rolls for the year 1922, the county commissioners of the several counties may each receive a salary of twelve hundred (\$1200.00) dollars per annum, payable in equal monthly installments, and this salary shall be in lieu of all other fees and per diem of all kinds now allowed by law.

Sec. 5. That Article 6901e of Chapter 1, Title 119 of the Revised Civil Statutes of Texas of 1911, as enacted by Section 2 of Chapter 29 of the General Laws of the Fourth Called Session of the Thirty-fifth Legislature, Regular Session, be amended so as to read as follows:

Article 6901e. That the assessed valuation of all taxable properties is meant the total assessed valuation of all properties as shown by the tax rolls certified by the county tax assessor, approved by the commissioners' court of the county and approved by the Comptroller of Public Accounts of the State of Texas for the year 1922.

Sec. 6. All laws and parts of laws in conflict herewith are hereby repealed.

Sec. 7. The salaries of the county commissioners may be paid for road services out of the general funds of the county.

Sec. 8. The fact that the changes herein made in the law relative to the compensation of county commissioners should take effect as soon as possible, creates an emergency and an imperative public necessity which requires that the constitutional rule providing that bills shall be read on three several days shall be suspended, and said rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

WOOD,
DAVIS,
BLEDSON,
BURKETT,
FLOYD,

On the part of the Senate.

SACKETT,
TEER,
STEVENS,

On the part of the House.

Senator Wood moved to adopt the report of the Conference Committee, and the motion prevailed.

Election of President Pro Tem Ad Interim.

Senator McMillin nominated Senator Watts for President Pro Tem Ad Interim.

Senators Bailey, Bledsoe, Fairchild, Floyd, Darwin, Holbrook and Murphy seconded the nomination of Senator Watts.

The Chair appointed Senators Strong, Rogers and Thomas as tellers and requested the Senators to prepare their ballots.

The tellers canvassed the vote and announced that Senator Watts had received 27 votes.

The Chair declared Senator Watts duly and constitutionally elected President Pro Tem of the Senate for the interim preceding the organization of the First Called Session of the Thirty-eighth Legislature.

Senator Watts was escorted to the President's stand and took the constitutional oath of the office and was presented to the Senate, and made a brief address.

Presentations to Lieutenant Governor.

Senator Stuart, on behalf of the pages of the Senate, presented to Lieutenant Governor T. W. Davidson a handsome bill case.

Senator Thomas, on behalf of the officers and employees of the Senate, presented to Mrs. T. W. Davidson a set of silver sherbet dishes, and to Lieutenant Governor Davidson a brief case.

To all of the presentations, the Lieutenant Governor responded with the expression of his highest appreciation.

Mrs. Davidson also returned her thanks for the testimonial of the regard of the employees of the Senate.

Communications.

By Senator Bledsoe:

The members of the Joint Legislative Council take this means of thanking the Lieutenant Governor and the members of the Texas Senate, both collectively and individually, for the unfailing courtesy and consideration shown us in

our efforts to be of some small service to our State.

MRS. A. N. McCALLUM,
Executive Secretary.

S. R. No. 95.

Whereas, The Honorable Lieutenant Governor Thomas Whitfield Davidson, who has so impartially, justly and faithfully served the Senate of Texas as its presiding officer of the Thirty-eighth Legislature, is about to separate his courteous personality, for a time, from the association and fellowship of the Senate, and the respective Senators are about to embark for their various places of abode; and,

Whereas, The Senators of the Thirty-eighth Legislature have learned to love his peaceful and gentlemanly demeanor through all of our deliberations and the storm of debate; therefore, be it

Resolved, That it be and is the unanimous voice of the Senate that we express to him our heartfelt and sincere appreciation of him as a Christian gentleman, a scholar and statesman, and as our presiding officer of the Thirty-eighth Legislature.

Signed: Pollard, Dudley, Bailey, Baugh, Bledsoe, Bowers, Burkett, Clark, Cousins, Darwin, Davis, Doyle, Fairchild, Floyd, Holbrook, Lewis, McMillin, Murphy, Parr, Rice, Ridgeway, Rogers, Strong, Stuart, Thomas, Turner, Watts, Wirtz, Witt, Wood, Woods.

The resolution was read and adopted by a rising vote, unanimously.

Notification Committee Appointed.

Senator Bledsoe moved that two committees of three each, one to notify the Governor, and one to notify the House, that the Senate has completed its labors and is ready to adjourn sine die.

The motion prevailed and the Chair announced the appointment of the following committees:

To notify the House: Senators Floyd, Bowers, Stuart.

To notify the Governor: Senators Baugh, Ridgeway, Pollard.

The above committees in due time reported that they had performed their duties.

Their reports were received and the Chair thanked them for their services.

Bills Signed.

The Chair, Lieutenant Governor Davidson, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

H. B. No. 681.
H. B. No. 34.
H. B. No. 188.
H. B. No. 499.
S. B. No. 164.
H. J. R. No. 16.
H. B. No. 45.
H. B. No. 622.
S. B. No. 322.
H. C. R. No. 35.
S. B. No. 268.
S. B. No. 40

The Chair, President Pro Tem R. M. Dudley, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 370.
H. B. No. 412.
H. B. No. 690.
S. C. R. No. 19
H. B. No. 645.
H. B. No. 35.
H. B. No. 693.
H. B. No. 637.
H. B. No. 685.
H. B. No. 553.
H. B. No. 691.
H. B. No. 688.
H. B. No. 564.
H. B. No. 585.
H. B. No. 657.
H. B. No. 538.
H. B. No. 535.
H. B. No. 694.
H. B. No. 663.
H. B. No. 99.
H. B. No. 452.
H. B. No. 413.
H. B. No. 503.
H. B. No. 48.
H. C. R. No. 34.
S. B. No. 237.
S. J. R. No. 11.
S. B. No. 21.
S. B. No. 193.
S. B. No. 341.
S. B. No. 369.
S. B. No. 396.
S. B. No. 400.

Message From the House.

Hall of the House of Representatives,
Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: I am directed by the House

to inform the Senate that the House has adopted the report of the Free Conference Committee on S. B. No. 268 by a vote of 62 yeas, 39 nays.

Adopted the report of the Free Conference Committee on S. B. No. 322.

House has concurred in Senate amendments to H. C. R. No. 35.

S. C. R. No. 24 as substituted, relating to the care of the House of Representatives and the Senate Chamber.

House has discharged the Free Conference Committee on part of the House on H. B. No. 134.

H. C. R. No. 36, relating to the appointment of a committee to inspect the ancient Governor's Palace property in San Antonio.

Adopted the report of the Free Conference Committee on S. B. No. 40.

Adopted the report of the Free Conference Committee on S. B. No. 164.

House has concurred in Senate amendments to H. J. R. No. 16.

House has adopted the report of the Free Conference Committee on H. B. No. 690.

House has adopted the report of the Free Conference Committee on H. B. No. 622.

House has adopted the report of the Free Conference Committee on H. B. No. 45.

H. C. R. No. 22, memorializing Congress to secure surveys of the Rio Grande River.

H. C. R. No. 35, directing and empowering the investigation committee to continue work on the text book contracts.

Granted the request of the Senate for a Free Conference Committee on S. B. No. 322, and the following committee is appointed on part of the House: Sparkman, Purdue, Edwards, Harris and Storey.

House has granted the request of the Senate for a Free Conference Committee on S. B. No. 248, and the following committee is appointed on part of the House: Potter, Stewart of Jasper, Covey, Howeth, Hardin of Erath.

Respectfully submitted,
C. L. PHINNEY,
Chief Clerk House of Representatives.

Simple Resolution No. 96.

By Senator Fairchild:
Whereas, Senator R. M. Dudley has served this Senate of the Thirty-

eight Legislature as President Pro Tem faithfully and efficiently, therefore be it

Resolved, That since he had presided over this body at all times in a just, impartial, and admirable manner, and has endeared himself to all those who have come under his rulings, the Senate of Texas pay tribute to the distinguished Senator from El Paso for his splendid services to them. His strict adherence to duty, and his watchfulness of the enforcement of Senate Rules has both hastened and made more efficient the work of this body and it is with regret that the Senate has learned that the distinguished Senator from El Paso, because of other pressing duties may not be able to continue his duties as a member of the Senate. Therefor the members of the Thirty-eighth Legislature are deeply indebted to Senator Dudley for his efficient services to them, and wish for him every success when he assumes his new duties as Mayor of El Paso.

The resolution was read and adopted by a rising vote unanimously.

Sine Die Adjournment.

At 12 o'clock noon, Senator Wood moved that the Senate stand adjourned sine die.

The Chair announced that the hour fixed by concurrent resolution of the two houses for final adjournment of the Regular Session of the Thirty-eighth Legislature had arrived and declared the Senate of the Regular Session of the Thirty-eighth Legislature adjourned sine die.

APPENDIX.

Committee Reports.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 396 and find the same correctly enrolled and have this day, at 8:30 o'clock a. m., presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 239 and find the same correctly enrolled and have this day, at 8:30 o'clock a. m., presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 220 and find the same correctly enrolled and have this day, at 8:30 o'clock a. m., presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 246 and find the same correctly enrolled and have this day, at 8:30 o'clock a. m., presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 341 and find the same correctly enrolled and have this day, at 8:30 o'clock a. m., presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 300 and find the same correctly enrolled and have this day, at 8:30 o'clock a. m., presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 180 and find the same correctly enrolled and have this day, at 8:30 o'clock a. m., presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 379 and find the same correctly enrolled and have this day, at 8:30 o'clock a. m., presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 175 and find the same correctly enrolled and have this day, at 8:30 o'clock a. m., presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. J. R. No. 10 and find the same correctly enrolled and have this day, at 8:30 o'clock a. m., presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 176 and find the same correctly enrolled and have this day, at 8:30 o'clock a. m., presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of
the Senate.
Sir: We, your Committee on En-
rolled Bills, have carefully compared
S. B. No. 179 and find the same cor-
rectly enrolled and have this day, at
8:30 o'clock a. m., presented the
same to the Governor for his ap-
proval.

DARWIN, Chairman.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of
the Senate.
Sir: We, your Committee on En-
rolled Bills, have carefully compared
S. B. No. 193 and find the same cor-
rectly enrolled and have this day, at
8:30 o'clock a. m., presented the
same to the Governor for his ap-
proval.

DARWIN, Chairman.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of
the Senate.
Sir: We, your Committee on En-
rolled Bills, have carefully compared
S. B. No. 201 and find the same cor-
rectly enrolled and have this day, at
8:30 o'clock a. m., presented the
same to the Governor for his ap-
proval.

DARWIN, Chairman.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of
the Senate.
Sir: We, your Committee on En-
rolled Bills, have carefully compared
S. B. No. 321 and find the same cor-
rectly enrolled and have this day, at
8:30 o'clock a. m., presented the
same to the Governor for his ap-
proval.

DARWIN, Chairman.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of
the Senate.
Sir: We, your Committee on En-
rolled Bills, have carefully compared
S. B. No. 275 and find the same cor-
rectly enrolled and have this day, at
8:30 o'clock a. m., presented the
same to the Governor for his ap-
proval.

DARWIN, Chairman.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of
the Senate.
Sir: We, your Committee on En-
rolled Bills, have carefully compared
S. B. No. 297 and find the same cor-
rectly enrolled and have this day, at
8:30 o'clock a. m., presented the
same to the Governor for his ap-
proval.

DARWIN, Chairman.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of
the Senate.
Sir: We, your Committee on En-
rolled Bills, have carefully compared
S. B. No. 21 and find the same cor-
rectly enrolled and have this day, at
8:30 o'clock a. m., presented the
same to the Governor for his ap-
proval.

DARWIN, Chairman.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of
the Senate.
Sir: We, your Committee on En-
rolled Bills, have carefully compared
S. B. No. 369 and find the same cor-
rectly enrolled and have this day, at
8:30 o'clock a. m., presented the
same to the Governor for his ap-
proval.

DARWIN, Chairman.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of
the Senate.
Sir: We, your Committee on En-
rolled Bills, have carefully compared
S. B. No. 273 and find the same cor-
rectly enrolled and have this day, at
8:30 o'clock a. m., presented the
same to the Governor for his ap-
proval.

DARWIN, Chairman.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of
the Senate.
Sir: We, your Committee on En-
rolled Bills, have carefully compared
S. B. No. 252 and find the same cor-
rectly enrolled and have this day, at
8:30 o'clock a. m., presented the
same to the Governor for his ap-
proval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 324 and find the same correctly enrolled and have this day, at 8:30 o'clock a. m., presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 219 and find the same correctly enrolled and have this day, at 8:30 o'clock a. m., presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 353 and find the same correctly enrolled and have this day, at 8:30 o'clock a. m., presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. B. No. 317 and find the same correctly enrolled and have this day, at 8:30 o'clock a. m., presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 10, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared Senate Bill No. 400 and find the same correctly enrolled and have this day at 3:35 o'clock p. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared Senate Bill No. 132 and find the same correctly enrolled and have this day at 8:30 o'clock a. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared Senate Bill No. 418 and find the same correctly enrolled and have this day at 10:52 o'clock a. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 13, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared Senate Bill No. 134 and find the same correctly enrolled and have this day at 3:45 o'clock p. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared Senate Bill No. 268 and find the same correctly enrolled and have this day at 11:45 o'clock a. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 12, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. C. R. No. 23 and find the same correctly enrolled and have this day at 10 o'clock a. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,

Austin, Texas, March 14, 1923.

Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared

Senate Bill No. 210 and find the same correctly enrolled and have this day at 11:30 o'clock a. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared Senate Bill No. 322 and find the same correctly enrolled and have this day at 11:30 o'clock a. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared Senate Bill No. 40 and find the same correctly enrolled and have this day at 11:30 o'clock a. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared Senate Bill No. 164 and find the same correctly enrolled and have this day at 11:15 o'clock a. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared Senate Bill No. 197, which was passed over the veto and disapproval of the Governor, and have found the same correctly certified, showing the passage by the proper vote of both the Senate and House, and have today presented the same to the Secretary of State to be filed in the permanent files of the records of the Department of the Secretary of State at 11 o'clock a. m.

DARWIN, Chairman.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared

Senate Bill No. 237 and find the same correctly enrolled and have this day at 11:15 o'clock a. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared S. C. R. No. 19 and find the same correctly enrolled and have this day at 10:45 o'clock a. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have carefully compared Senate Bill No. 370 and find the same correctly enrolled and have this day at 10:45 o'clock a. m. presented the same to the Governor for his approval.

DARWIN, Chairman.

Report of Joint Committee to Visit State Railroad.

Committee Room,
Austin, Texas, March 14, 1923.
Hon. T. W. Davidson, President of the Senate, and
Hon. R. E. Seagler, Speaker of the House of Representatives:

Sirs: We, your Committee, appointed upon the part of the Senate and the House of Representatives, to visit and inspect the Texas State Railroad and its properties, beg leave to submit to you the following report:

In company with Mr. J. A. Glen, Mr. E. C. Durham and former Lieutenant Governor Lynch Davidson, constituting the Board of Managers of this road, we visited the road and made a complete inspection of its properties. On this trip we were accompanied by Mr. Lull, the Chief Engineer of the Southern Pacific Lines. At Palestine, we found the station buildings completely rebuilt and painted, the grounds were well kept and all of the properties there were in the best of condition; the line from this point to Rusk has been completely rebuilt with new ties and good rails; the station houses and other buildings along the road have

been rebuilt, painted and are in first class condition; the right-of-way has been cleaned and new bridges have been built practically over the entire line. The report that the managers of this road heretofore made to this Session of the Legislature gives you in detail an itemized statement of and the condition of all properties belonging to the road, and we will make but brief reference to this road.

We cannot too strongly commend the Board of Managers for the great work that they have done to this State in the rebuilding and rehabilitation of this road. Two years ago the entire property was a wreck and a liability upon the hands of the State. Today it is a revenue bearing asset and is a credit to those whose energy and application have made its rehabilitation possible.

The road at this time is under lease to the Southern Pacific Railway Company and is being operated by them. This company is fully and fairly complying with its leased contract with the State, both in the maintenance and operation of the line. Their disposition with reference to the road and the interest taken in its maintenance and operation was a source of much satisfaction to your Committee and is another evidence of the wisdom of your Board of Managers in handling this property for the State.

Mr. Lull extended us every courtesy in going over the lines and in

placing his car at our service. He gave us all information and enabled us to see and to know the conditions of the properties. We found the citizens of Palestine and Rusk, together with those of the intervening stations, to be highly appreciative of the benefits that they are deriving from the continued maintenance and operation of this line.

We desire to express our appreciation to former Lieutenant Governor Davidson, Mr. J. A. Glen and Mr. E. C. Durham as the managers of this road for the work they have done in making the line an asset to the State of Texas and to the many courtesies extended us on our trip of inspection.

The Southern Pacific Railway Company is to be commended upon the faithful manner in which they are complying with their contract with reference to this road and we desire to express our appreciation to that company for this action.

We also desire to express our appreciation to Mr. Lull for the many courtesies received at his hands and for the assistance rendered by him to the Board of Managers of the Texas State Railroad.

Respectfully submitted,

FAIRCHILD.

BLED SOE.

On the part of the Senate.

TEER,

SATTERWHITE.

CHITWOOD.

On the part of the House.